

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MARYLAND  
Greenbelt Division**

**In Re:**

**Missy A. Seagraves  
Debtor**

**Case No.13-15034 PM  
Chapter 13**

**MODIFIED CHAPTER 13 PLAN**

The Debtor(s) propose the following Chapter 13 plan and makes the following declarations:

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee, and the Debtor(s) will pay as follows (select only one):

**a. \$1,250.00 for months 1 through 9 and**

**b. \$1527.75 for months 10 through 60.**

2. From the payments received, the Trustee will make the disbursements in the order described below:

a. Allowed unsecured claims for domestic support obligations and Trustee's commissions.

b. Administrative claims under 11 U.S.C. §507(a)(2), including attorney's fee balance of **\$3,000.00** unless allowed for a different amount by an order of the court) **will be paid pursuant to Appendix F of the MD Local bankruptcy Rules.**

c. Claims payable under 11 U.S.C. §1326(b)(3). Specify the monthly payment: \$\_\_\_\_\_.

d. Other priority claims defined by 11 U.S.C. §507(a)(3)-(10). The Debtor(s) anticipate the following priority claims:

<b>Internal Revenue Service – 2009 Income Tax</b>	<b>\$2,985.71</b>
<b>Comptroller of Maryland – Multiple Years</b>	<b>\$1,772.00</b>

e. Concurrent with payments on non-administrative priority claims, the Trustee will pay secured creditors as follows:

i. Until the plan is confirmed, adequate protection payments and/or personal property lease payments on the following claims will be paid directly by the Debtor; and after confirmation of the plan, the claims will be treated as specified in 2.e.ii. and 2.e.iii, below (designate the amount of the monthly payment to be made by the Debtor prior to Confirmation and provide the redacted account number (last four digits only), if any, used by the claimant to identify the claim):

Claimant

Redacted Acct., No.

Monthly Payment

- ii. Pre-petition arrears on the following claims will be paid through equal monthly amount under the plan while the Debtor maintains post-petition payments directly (designate the amount of anticipated arrears, and the amount of the monthly payment for arrears to be made under the plan);

<u>Claimant</u>	<u>Anticipated Arrears</u>	<u>Monthly Payment</u>	<u>No of Months</u>
<b>Wells Fargo HM – Principal Residence</b>	<b>\$70,936.57</b>	<b>\$1,391.00</b>	<b>51</b>

**(payments to begin in the 7<sup>th</sup> month)**

- iii. The following secured claims will be paid in full, as allowed, at the designated interest rates through equal monthly amounts under the plan:

<u>Claimant</u>	<u>Amount</u>	<u>% Rate Monthly Payment</u>	<u>No of Months</u>
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- iv. The following secured claims will be satisfied through surrender of the collateral securing the claims (describe the collateral); any allowed claims for deficiencies will be paid pro rata with general unsecured creditors; upon confirmation of the plan, the automatic stay is lifted, if not modified earlier, as to the collateral of the listed creditors:
- v. The following secured claims are not affected by this plan and will be paid outside of the plan directly by the Debtor:
- vi. If any secured claim not described in the previous paragraphs is filed and not disallowed, that claim shall be paid or otherwise dealt with outside of the plan directly by the Debtor, and it will not be discharged upon completion of the plan.
- vii. In the event that the trustee is holding funds in excess of those needed to make the payments specified in the plan for any month, the trustee may pay secured claims listed in paragraphs 2.e.ii and 2.e.iii in amounts larger than those specified in such paragraphs.
- f. After payment of priority and secured claims, the balance of funds will be paid pro rata on allowed general, unsecured claims. (If there is more than one class of unsecured claims, describe each class.)

3. The amount of each claim to be paid under the plan will be established by the creditor's proof of claim or superseding Court order. The Debtor anticipates filing the following motions to value a claim or to avoid a lien. (Indicate the asserted value of the secured claims for any motion to value collateral)

**2<sup>nd</sup> Mortgage held by Mid-Atlantic Federal Credit Union**

4. Payments made by the Chapter 13 trustee on account of arrearages on pre-petition secured claims may be applied only to the portion of the claim pertaining to pre-petition arrears, so that

upon completion of all payments due under the Plan, the loan will be deemed current through the date of the filing of this case. For the purposes of the imposition of default interest and post-petition charges, the loan shall be deemed current as of the filing of this case.

5. Secured creditors holding claims subject to cram down will retain their liens until the earlier of the payment of the underlying debt determined under non bankruptcy law, or discharge under sec 1328; and if the case is dismissed or converted without completion of the plan, the lien shall also be retained by such holders to the extent recognized under applicable non bankruptcy law.

6. The following executory contracts and/or unexpired leases are assumed (or rejected, so indicate); any unexpired lease with respect to personal property that has not previously been assumed during the case, and is not assumed in the plan, is deemed rejected and the stay of §362 and/or §1301 is automatically terminated:

7. Title to the Debtor's property shall revert in the Debtor when the Debtor is granted a discharge pursuant to 11 U.S.C. §1328, or upon dismissal of the case, or upon closing of the case.

8. Non Standard Provisions

Date: 11/21/2013

Debtor: /s/Missy A. Seagraves  
Missy A. Seagraves